

In order to make premium incentives/premium assistance available throughout the market, including in the SHOP exchange, the purchasing pool/qualified association plan requirements would have to be removed from the act. That would require the following changes:

33-22-2001 (establishment of small business health insurance pool) strike subsections (1), (2) (3) (5) – make changes to (4).

Definitions for the purchasing pool and qualified association plans would be removed from 33-22-2002, definitions.

All references to the purchasing pool and qualified association plans would be removed from 33-22-2004 (board powers and duties)—removing or modifying multiple subsections.

All references to the purchasing pool and qualified association plans would be removed from 33-22-2005 (powers and duties of the commissioner)—striking (2), (3), (4) (6) (7) (8) (9) and (11).

33-22-2008 (Filing for premium incentive and premium assistance payments and tax credits)—remove all reference to the purchasing pool and the qualified association plans. Tie these payments instead to other requirements. There must be a way to differentiate between which employers get tax credits and which qualify for premium incentive/assistance.

33-22-2008 (registration for tax credits/premium assistance) remove all references to purchasing pool and qualified association plans.